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[REDACTED]

FILED

JUN 02 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

15  
16 INTER-MARK USA, INC., individually  
17 and on behalf of all persons similarly  
situuated,

18 Plaintiff,

19 v.

20 INTUIT INC.,

21 Defendant.

22 Case No. C 07-04178 JCS

23  
24 **INTUIT INC.'S PROPOSED CASE  
25 MANAGEMENT DEADLINES AND  
26 [PROPOSED] ORDER THEREON**

27 Date: N/A  
28 Time: N/A  
Dept.: Courtroom A, 15<sup>th</sup> Floor  
Judge: The Honorable Joseph C. Spero

1           Defendant Intuit Inc. ("Defendant" or "Intuit") hereby submits the following proposed  
 2 case management schedule. Although the Court's May 19, 2008 Further Case Management and  
 3 Pretrial Order (Jury) ordered the parties to meet and confer and submit these proposed dates  
 4 jointly, as of the time of this filing, Intuit has been unable to get a response from Plaintiff's  
 5 counsel to the proposed schedule herein. Accordingly, Intuit submits the following proposed  
 6 discovery deadlines, date for filing of the second Motion to Dismiss, and Motion for Class  
 7 Certification. Those dates already ordered by the Court in its May 19, 2008 Order are  
 8 incorporated in *italics* below as reference.

<b><u>Proposed Deadline</u></b>	<b><u>Calendar Item</u></b>
June 6, 2008	Last day to file motion to dismiss
June 27, 2008	Last day to file opposition to motion to dismiss
July 11, 2008	Last day to file reply in support of motion to dismiss
<del>July 25, 2008, 9:30 a.m.</del> <i>q/s</i>	Hearing on motion to dismiss <i>(if necessary)</i> <i>q/s</i>
<del>July 25, 2008, 1:30 p.m.</del> <i>q/s</i>	<i>Further Case Management Conference</i>
July 25, 2008	<i>Day until which formal discovery stayed</i>
October 31, 2008	Last day to file class certification motion, to be heard on a 35 day track
February 2, 2009	Last day to designate experts
February 16, 2009	Last day to complete non-expert discovery
February 23, 2009	Last day for opening expert reports
March 16, 2009	Last day for opposition expert reports
March 30, 2009	Last day to complete expert discovery
April 3, 2009	<i>Last day to serve and file dispositive motions</i>
May 8, 2009, 9:30 a.m.	<i>Last scheduled hearing date for any dispositive motions</i>
August 7, 2009, 1:30 p.m.	<i>Final Pretrial Conference</i>

<i>September 8, 2009, 8:30 a.m.</i>	<i>Commencement of jury trial</i>
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Although only Intuit submits these proposed dates at this time, it shall continue to try and meet and confer with Plaintiff's counsel next week in order to file a joint stipulation to the Court as soon as possible.

Dated: May 23, 2008

FENWICK & WEST LLP

By: /s/ RODGER R. COLE  
Rodger R. Cole

Attorneys for Defendant INTUIT INC.

## IT IS SO ORDERED.

Dated: May / 2008

The Honorable Joseph C. Spero  
United States District Court Judge